

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>DERRICK GIBSON,</b>	:	<b>CIVIL ACTION</b>
<i>Plaintiff,</i>	:	
	:	
v.	:	
	:	
<b>JOHNSON AND JOHNSON, et al.,</b>	:	<b>NO. 22-cv-04383</b>
<i>Defendants.</i>	:	

**ORDER**

**AND NOW**, this **19th** day of **July 2023**, upon consideration of Defendants Mandy Biser-Sipple, Brittany Huner, and the Pennsylvania Department of Correction’s Motion to Dismiss (ECF No. 38) and Plaintiff’s Opposition (ECF No. 46), it is hereby **ORDERED** that the Motion is **GRANTED**. All of Plaintiff’s federal claims against Mandy Biser-Sipple, Brittany Huner, and the Pennsylvania Department of Correction are **DISMISSED WITH PREJUDICE**; all of Plaintiff’s state law claims against Mandy Biser-Sipple, Brittany Huner, and the Pennsylvania Department of Correction are **DISMISSED WITHOUT PREJUDICE**.<sup>1</sup> Accordingly, the Clerk of Court is instructed to terminate Defendants Mandy Biser-Sipple, Brittany Huner, and the Pennsylvania Department of Correction.

**BY THE COURT:**

/s/ **Chad F. Kenney**

**CHAD F. KENNEY, JUDGE**

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<sup>1</sup> The Motions to Dismiss filed by Defendants Janssen Biotech, Inc. and Johnson & Johnson, and Defendant Dr. Anthony Letizio, will be addressed separately in forthcoming memoranda and orders.